

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

SERVICE EMPLOYEES INTERNATIONAL UNION,  
DAVID REGAN and ELISEO MEDINA, as trustees for  
SEIU UNITED HEALTHCARE WORKERS-WEST  
and fiduciaries of the SEIU UNITED HEALTHCARE  
WORKERS-WEST AND JOINT EMPLOYER  
EDUCATION FUND, SEIU UNITED HEALTHCARE  
WORKERS-WEST, an unincorporated association and  
fiduciary of the SEIU UNITED HEALTHCARE  
WORKERS-WEST AND JOINT EMPLOYER  
EDUCATION FUND, and REBECCA COLLINS, as a  
participant in the SEIU UNITED HEALTHCARE  
WORKERS-WEST AND JOINT EMPLOYER  
EDUCATION FUND,

No. C 09-00404 WHA

**ORDER REGARDING  
FIRST REQUEST TO  
MODIFY THE TRO**

Plaintiffs,

v.

SAL ROSELLI, JORGE RODRIGUEZ, JOAN  
EMSLIE, JOHN BORSOS, JOHN VELLARDITA,  
GABE KRISTAL, PAUL KUMAR, MARTHA  
FIGUEROA, BARBARA LEWIS, PHYLLIS  
WILLETT, DANIEL MARTIN, LAURA KURRE,  
RALPH CORNEJO, WILL CLAYTON, GLENN  
GOLDSTEIN, FRED SEAVEY, MARK KIPFER,  
AARON BRICKMAN, IAN SELDEN, GAIL  
BUHLER, FREJA NELSON, ANDREW REID,  
NATIONAL UNION OF HEALTHCARE WORKERS;  
MARYRUTH GROSS, CONNIE WILSON, ARLENE  
PEASNALL, CHERIE KUNOLD, FAYE LINCOLN,  
and DOES 1 through 100, inclusive,


Defendants.

Subsequent to the Court's request for response dated April 14, the Court received  
defendants' first request to modify the temporary restraining order. With respect to the first  
request, devices that were acquired by defendants personally and were never owned by SEIU-

1 UHW may be returned to the owners after they are completely imaged by Attorney Siegel in the  
2 manner set forth at page two, lines four through thirteen of plaintiffs' opposition to defendants'  
3 first request to modify the temporary restraining order (Dkt. No. 116). After such imaging,  
4 Attorney Siegel may also return blackberries purchased by defendants from SEIU-UHW for  
5 which there is specific written proof, as to the specific blackberry (such as an invoice), that  
6 SEIU-UHW sold the device to the individual defendant.

7  
8 **IT IS SO ORDERED.**

9  
10 Dated: April 16, 2009.

  
\_\_\_\_\_  
WILLIAM ALSUP  
UNITED STATES DISTRICT JUDGE